



41 1652

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue  
Application

Of : U.S. Patent No.: 5,543,297

Applicant : Wanda A. Cromlish

Reissue

Serial No. : To Be Assigned 09/731,632 Case: 18906IAR

Filed : November 20, 2000

For : HUMAN CYLOOXYGENASE-2 CDNA AND  
ASSAYS FOR EVALUATING CYCLOOXY-  
GENASE-2 ACTIVITY

SEP - 3 2004

TECH CENTER 1600/2900

Art Unit:  
1652

Examiner  
Rao, Manjunath N.

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

This is in response to a non-final rejection, mailed May 5, 2004, setting forth a shortened statutory response, ending August 5, 2004. A request for a one month Extension of Time is attached. Any additional fees required in connection with this application may be taken from Merck Deposit Account number 13-2755.

Reconsideration of Applicants claims is requested. Applicants Direct the Examiners attention to the Replacement Declaration of The Assignee, which authorizes the undersigned attorney and other in-house attorneys to prosecute this application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

By Anto C. Ryan Date Aug 30, 2004  
MERCK & CO., INC.

Amendment to the Claims begins on Page 3 of this response.

Remarks begin on page 9 of this Response.

Marked-up version of the amended Claims begins on Page 14 of this response.

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PATENT  
CASE NO. 189061AR

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: WANDA A. CROMLISH

Serial No. 09/731,632

Filed November 20, 2000

Group Art Unit 1652

Examiner Rao, Manjunath N

For: HUMAN CYCLOOXYGENASE-2 CDNA AND ASSAYS FOR  
EVALUATING CYCLOOXYGENASE-2 ACTIVITY

Transmitted herewith is an amendment in the above-identified application.

☒ No additional fee is required.

☐ The fee has been calculated as shown below.

## CLAIMS AS AMENDED

(1)	(2) Claims remaining after amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims	* <u>22</u>	-	** <u>27</u> =	<u>0</u> X	\$18	= <u>0.00</u>
Independent Claims	* <u>11</u>	-	*** <u>12</u> =	<u>0</u> X	\$86	= <u>0.00</u>
Multiple Dependent Claims					\$290 ****	= <u>          </u>
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						0.00

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.

\*\*\*\* Add this fee only if application is amended to include multiple dependent claims (regardless of number) and no multiple dependent claims were originally filed.

Charge \$ 0.00 to Deposit Account No. 13-2755. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

By Merck & Co., Inc. Date Aug 30, 2004

Respectfully,

Curtis C. Panzer  
By: Curtis C. Panzer

Attorney            for Applicant(s)

Reg. No. 33,752

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Date: August 30, 2004

IN DUPLICATE